

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
WESTERN DIVISION

TRAVELERS CASUALTY AND SURETY COMPANY OF)
AMERICA,)
) Plaintiff,)
)) No. 8-CV-50008
vs.))
))
YOUNG CONSTRUCTION & PAVING, LLC; KAREN B.)
YOUNG; GORDON T. YOUNG; JEFFREY D. YOUNG;)
MONICA L. YOUNG; JOSEPH WELLS; TERRI WELLS;)
LUKE D. VANDER BLEEK; and JOAN L. VANDER)
BLEEK,)
) Defendants.)
))
and))
))
JOSEPH WELLS; TERRI WELLS; LUKE D. VANDER)
BLEEK; and JOAN L. VANDER BLEEK,)
))
Counter-Plaintiffs/Third-Party Plaintiffs,)
))
vs.))
))
TRAVELERS CASUALTY AND SURETY COMPANY OF)
AMERICA,)
))
) Counter-Defendant,)
))
and))
))
TRISSEL, GRAHAM AND TOOLE, INC., a corporation,)
DANIEL CURRAN, and ROGER A. COLMARK,)
))
Third-Party Defendants.)

NOTICE OF MOTION

To: Attorneys of Record
Roger A. Colmark

PLEASE TAKE NOTICE that on Wednesday, July 23, 2008, at 1:30 p.m., or as soon thereafter as this Motion may be heard, I shall appear before Honorable Judge Mahoney or

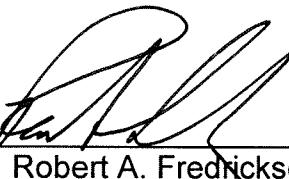
any Judge sitting in his stead, presiding in United States District Court, Northern District of Illinois, Western Division, 211 South Court Street, Rockford, Illinois and then and there present for hearing Motion for Leave to File an Amended Counterclaim, a copy of which is attached hereto.

Dated: July 21, 2008.

JOSEPH WELLS; TERRI WELLS; LUKE D.
VANDER BLEEK; and JOAN L. VANDER
BLEEK

By: RENO & ZAHM LLP

By:



Robert A. Fredrickson

RENO & ZAHM LLP
BY: ROBERT A. FREDRICKSON, #00868469
JACK D. WARD, #3125783
MICHAEL J. SCHIRGER, #6290691
2902 McFarland Road
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CERTIFICATE OF SERVICE

The undersigned certifies that a copy of the foregoing document was served upon the following:

Atty. James M. Allen
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Atty. John E. Sebastian
Atty. Albert L. Chollet, III
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Mr. Roger Colmark
210 E. 3rd Street
Sterling, IL 61081
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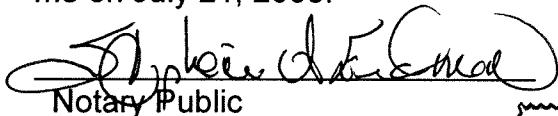
Atty. Anthony J. Tunney
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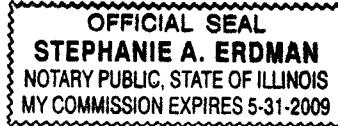
Atty. Steven Balsley
Barrick, Switzer, Long, Balsley & Van Evera
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Rockford, IL 61108
Fax No. 815-962-0687

by facsimile transmission to the above fax numbers, at Rockford, Illinois on July 21, 2008.

Penny Fox

Subscribed and sworn to before
me on July 21, 2008.


Notary Public



ROBERT A. FREDRICKSON, #412
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